

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Margarita Gaeta, et al.,

NO. C 05-04115 JW

Plaintiffs,

v.

Perrigo Pharmaceuticals Company,

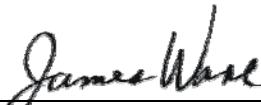
Defendant.

**ORDER VACATING CASE
MANAGEMENT CONFERENCE;
ADMINISTRATIVELY CLOSING CASE**

This case is scheduled for a Case Management Conference on December 12, 2011. On December 2, 2011, the parties filed a Joint Case Management Conference Statement informing the Court that on October 31, 2011, the Supreme Court granted Defendant's petition for a writ of certiorari, vacated the judgment, and remanded the case to the Ninth Circuit for further consideration in light of PLIVA, Inc. v. Mensing.¹ (Joint Case Management Statement at 2, Docket Item No. 397.)

In light of the Supreme Court's order, the Court VACATES the Conference as unnecessary. Pending the Ninth Circuit review of the case, the Court ORDERS the Clerk of Court to administratively CLOSE this case. Within ten days of the Ninth Circuit's order on remand from the Supreme Court, either party may move to have the case reopened.

Dated: December 5, 2011


JAMES WARE
United States District Chief Judge

¹ 131 S. Ct. 2567 (2011).

United States District Court

For the Northern District of California

1 THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:

2 Andrew Joseph Spielberger witzer@witzerlaw.com
3 Bill Zook bzoom@tedlyon.com
3 Brian David Witzer witzer@witzerlaw.com
4 Colin C. Munro cmunro@archernorris.com
4 Colleen T. Davies cdavies@reedsmith.com
5 David D Mesa david.mesa@sdma.com
5 Genese Kay Dopson genese.dopson@sdma.com
6 J. David Bickham dbickham@reedsmith.com
6 James Conner Barber jcb888@aol.com
7 Jennifer Brenda Bonneville jennifer.bonneville@sdma.com
7 Joseph P. Thomas jthomas@ulmer.com
8 Judith Belle Anderson janderson@archernorris.com
8 Juliet W. Starrett jstarrett@reedsmith.com
9 Kelly Savage Day kelly.savage@sdma.com
9 Kenneth C. Ward kward@archernorris.com
10 Marquette William Wolf mwolf@tedlyon.com
10 Meghan Kathleen Landrum mklandrum@reedsmith.com
10 Michael F. Healy michael.healy@sdma.com
11 Miranda Picken Neal miranda.neal@madera-county.com
11 Prentiss Wilmer Hallenbeck phallenbeck@ulmer.com
12 Randall Penner penner.bradley@sbcglobal.net
12 Rebecca Marie Biernat Rebecca.Biernat@tuckerellis.com
13 Rowena Javier Dizon rowena@witzerlaw.com
13 Thomas Michael Frieder tmf@hassard.com

14

15 Dated: December 5, 2011

Richard W. Wieking, Clerk

16

17 By: /s/ JW Chambers

Susan Imbriani

Courtroom Deputy

18

19

20

21

22

23

24

25

26

27

28